NOT TO BE PUBLISHED IN OFFICIAL REPORTS

California Rules of Court, rule 977(a), prohibits courts and parties from citing or relying on opinions not certified for publication or ordered published, except as specified by rule 977(b). This opinion has not been certified for publication or ordered published for purposes of rule 977.

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

FIRST APPELLATE DISTRICT

DIVISION FOUR

LELAND EVANS et al.,

Cross-Complainants and Respondents,

V.

F. RICHARD LOSEY et al.,

Cross-Defendants and Appellants.

A096552

(San Francisco County Super. Ct. No. 975723) ORDER MODIFYING OPINION [NO CHANGE IN JUDGMENT]

THE COURT:

It is ordered that the opinion filed herein on July 15, 2003, be modified as follows: On page 1, the first sentence of the first paragraph is modified as follows:

Attorney and cross-defendant F. Richard Losey, together with his cross-defendant law firm (hereinafter collectively Losey), appeal from the judgment decreeing that they are jointly and severally liable to cross-complainant Leland Evans for \$289,999.94, and to cross-complainant Ken Tran for a like amount.

DATED:		
_	Kay, P.J.	